

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION**

JOHN DOE and JANE DOE,

*Plaintiffs-Counterclaim Defendants,*

v.

JOSHUA MAST, STEPHANIE MAST,  
RICHARD MAST, and KIMBERLEY  
MOTLEY,

*Defendants-Counterclaim Plaintiffs.*

Case No. 3:22-cv-49-RSB-JCH

**PLAINTIFFS' MOTION TO DISMISS  
DEFENDANT KIMBERLEY MOTLEYS' COUNTERCLAIMS**

Plaintiffs John and Jane Doe, by counsel and pursuant to Federal Rule of Civil Procedure 12(b)(6), move this Court to dismiss the counterclaims brought by Defendant Kimberley Motley (ECF 488). The specific grounds for this Motion are set forth in the attached Memorandum of Law.

Dated: September 17, 2024

Respectfully submitted,

/s/ Kevin S. Elliker

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### **CERTIFICATE OF SERVICE**

I hereby certify that on the 17th day of September, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing to all CM/ECF participants.

By: /s/ Kevin S. Elliker  
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